

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 17TH OCTOBER 2007 / 25TH ASWINA 1929

WP(C).No. 30910 of 2007(D)

PETITIONER:

**SHAJI, S/O. LATE ABRAHAM,
THAKIDIYIL HOUSE, VADAVATHOOR KARA AND POST,
VIJAYAPURAM VILLAGE, KOTTAYAM TALUK.**

BY ADV. SRI.P.KURUVILLA JACOB

RESPONDENTS:

- 1. MATHEW @ BABY, S/O. MATHAN,
MANJACKAL HOUSE, CHERUVALLY KARA AND VILLAGE,
KOTTAYAM DIST.**
- 2. RAGHAVAN NAIR, S/O. RAMAN NAIR,
CHORAPPADIYIL HOUSE,
CHERUVALLY KARA AND VILLAGE,
KOTTAYAM DIST.**

BY

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 17/10/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

M.N. KRISHNAN, J.

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W.P.C. NO. 30910 OF 2007

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Dated this the 17th day of October, 2007.

J U D G M E N T

This writ petition is filed seeking for a direction to the Munsiff, Kanjirappally, to issue a carbon copy of the order dated 16.10.07 on Ext.P3 and P7 applications. The present petitioner is claiming right as a tenant. In a previous writ petition this Court directed Ext.P3 application to be considered on merits and not to effect delivery of the property till then. I am informed that Ext.P3 application has been disposed of yesterday(16.10.07) and the party has applied for a copy of the order and he wants to pursue his remedy before appropriate authority. So, in order to enable him to get a copy and to prefer an application before appropriate authorities he requests the Court to direct the Munsiff not to deliver the property. When an order is pronounced and the party wants to take up the matter before the appellate authority, time should be given so as to give

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him a breathing time to work out his remedy. Therefore, I dispose of the writ petition directing the learned Munsiff, Kanjirappally to give copy of the order dated 16.10.07 within a period of two weeks and to defer delivery of the property for a period of three weeks from today.

The writ petition is disposed of accordingly.

M.N. KRISHNAN, JUDGE.

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